

MEMORANDUM

RTC

Agenda Item No. 2(F)

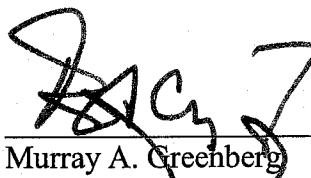
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: December 14, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution relating to
the Rental Car Facility at
Miami International Airport

The accompanying resolution was prepared and placed on the agenda at the request of
Commissioner Dorrin D. Rolle.

for: 

Murray A. Greenberg
County Attorney

MAG/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: November 28, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(24)

Please note any items checked.

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(24)

11-28-06

RESOLUTION NO. _____

RESOLUTION RELATING TO THE RENTAL CAR FACILITY
AT MIAMI INTERNATIONAL AIRPORT; DIRECTING
COUNTY MANAGER TO CONTINUE NEGOTIATIONS WITH
THE PARTICIPATING CAR RENTAL COMPANIES
REGARDING AN AMENDMENT TO THE EXISTING
MEMORANDUM OF UNDERSTANDING AND RENTAL CAR
CONCESSION AGREEMENT SO AS TO INCORPORATE IN
SUCH AGREEMENTS AN ALLOCATION OF SPACE
FORMULA FOR THE VARIOUS ZONES OF THE FACILITY
IN KEEPING WITH THE SPACE ALLOCATION DIRECTIVE
OF THE BOARD OF COUNTY COMMISSIONERS IN 2005

WHEREAS, in August 2005, the Board of County Commissioners provided the Aviation Department with a directive as to the allocation of space within the proposed Rental Car Facility ("RCF") that is being designed and constructed by the Florida Department of Transportation; and

WHEREAS, earlier in 2000 this Board approved the contract documents regarding the rental car companies' use of the RCF consisting of a Memorandum of Understanding, its First Amendment, and a Rental Car Concession Agreement (the "Agreements"), and such Agreements state that the allocation of space will be done on a market share basis; and

WHEREAS, without such executed Agreements, the County would not have been able to qualify for a federal loan to fund the construction cost of the RCF; and

WHEREAS, following approval of the Agreements by the Board, the participating car rental companies executed such Agreements that provided for the market share approach to allocation of space; and

WHEREAS, in order to incorporate the 2005 Board directive into the RCF Agreements, it is necessary to formally amend the Agreements; and

WHEREAS, following the 2005 directive, the Aviation Department commenced discussions and negotiations with the participating car rental companies that signed the Agreements in an effort to obtain their consent to such an amendment, but the Aviation Department has not obtained their consent as of this time; and

WHEREAS, this Board desires to direct the County Manager to continue such negotiations and to encourage the participating car rental companies to accept the amendment so that small rental car companies will have the best opportunity to operate at the RCF and increase their market share over time,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Manager to continue the County's negotiations with the sixteen participating car rental companies entitled to operate within the County's Rental Car Facility ("RCF") at Miami International Airport upon its completion, for an amendment to the Memorandum of Understanding and Rental Car Concession Agreement already executed by the companies so as to incorporate in such agreements an allocation of space formula for the various zones of the RCF in keeping with the directive of this Board in August 2005 regarding allocation of space in the RCF; and directs the County Manager to report to this Board within ninety days of this Resolution the progress being made in such negotiation efforts.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows: